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| TRANSMITTAL<br>FORM   |                  |  | Application Number              |  | 09/839,778   |   |
|   |                  |  | Filing Date                     |  | April 20, 2001   |   |
|   |                  |  | First Named Inventor            |  | Herron et al.  |   |
|   |                  |  | Art Unit                        |  | 1641   |   |
| (to be used for all correspondence after initial filing)  |                  |  | Examiner Name                   |  | A. Lam   |   |
| Total Number of Pages in This Submiss   |                  |  |                                 | umber  | 0274.02-3278.1US (U-2541.1)                                |   |
| ENCLOSURES (check all that apply)   |                  |  |                                 |  |  |   |
| Fee Transmittal Form  |                  | Drawing(s)   |                                 | After Allowance Communication to TC                            |  |   |
| Fee Attached  |                  |  | related Papers                  |  | Appeal Communication to Board of Appeals and Interferences |   |
| Amendment in response to office action dated November 28, 2006  |                  | Petition   |                                 | Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |  |   |
| After Final   |                  | Petition to Convert to a Provisional Application   |                                 | Proprietary Information  |  |   |
| Affidavits/declaration(s)   |                  | Power of Attorney, Revocation Change of Correspondence Address   |                                 | Status Letter  |  |   |
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| Reply to Missing Parts/   |                  | The Commissioner is authorized to charge any additional fees required but not submitted with any document or request requiring fee payment under 37 C.F.R. §§ 1.16 AND 1.17 TO |                                 |  |  |   |
| Incomplete Application Reply to Missing Parts   |                  | Deposit Account 20-1469 during pendency of this application.   |                                 |  |  |   |
| under 37 CFR1.52 o  |                  |  |                                 |  |  |   |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  |                  |  |                                 |  |  |   |
| Firm  |                  |  | skBritt, P.C.                   |  |  |   |
| Signature   | Mide Youre       |  |                                 |  |  |   |
| Printed Name  |                  | Brick G. Power   |                                 |  |  |   |
| Date  |                  | February 28, 2007 Reg. No.   |                                 | 38,581   |  |   |
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# In re Application of:

Herron et al.

**Serial No.:** 09/839,778

Filed: April 20, 2001

For: DIAGNOSTIC DEVICE AND

**METHOD** 

Confirmation No.: 3373

Examiner: A. Lam

Group Art Unit: 1641

**Attorney Docket No.:** 0274.02-3278.1US

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### **AMENDMENT**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# Examiner:

This Amendment follows the Office Action of November 28, 2006, the shortened statutory period for response to which expires on February 28, 2007.

A listing of claims, in which revisions to the claims are presented, begins on page 2 of this paper; and

Remarks start at page 5 of this paper.